

COMBINED DECLARATION AND POWER OF ATTORNEY
IN ORIGINAL APPLICATION

COPY Case 28290

As a below named inventor, I hereby declare:

That, my residence, post office address and citizenship are as stated below next to my name;

That, I verily believe that I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the invention entitled:

DETECTION OF NUCLEIC ACIDS BY TARGET-CATALYZED PRODUCT FORMATION

described and claimed in the attached specification, that I have reviewed and understand the contents of the attached specification, including the claims, that I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application, that the same was not in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application, that I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application in accordance with 37 CFR §1.56(a), and that no application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as follows:

None

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith:

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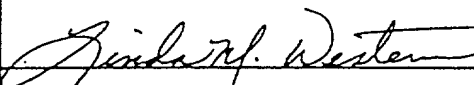
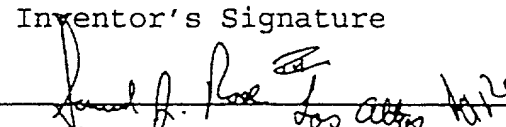
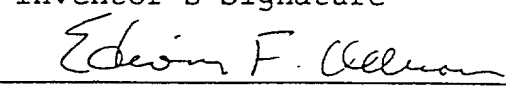
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of the United States Code and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Western, et al.

Serial No.: 09/608,721

Filed: June 30, 2000

Title: Detection of Nucleic Acids by Target
Catalyzed Product Formation

Atty Docket: BEH-7270 Ct

The Commissioner of Patents
and Trademarks
Washington, D.C. 20231

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) Group Art Unit: 1656
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)
) Examiner: J. Riley
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ASSOCIATE POWER OF ATTORNEY

Sir:

I hereby appoint all of the practitioners associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith as associate attorneys in the above-identified case.

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Principal attorney or agent: Patrick G. Gattari
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Respectfully submitted,

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CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service as First Class Mail, in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on this 21st day of JUNE, 2001.

Bah M. Gattari
(name)